

State of Arizona Acupuncture Board of Examiners

REGULAR MEETING

June 28, 2006

MINUTES

Board Members Present:

Della Estrada, L.Ac., Chairman
Martha Grout, MD., Secretary (via telephone)
Toni Karnas, Public Member
Diane Pruetz, Public Member
Michael J. Robb, DC, Professional Member
Marcey Rosin, L.Ac., Professional Member
Yong Deng, L.Ac., Professional Member
Joe Balensi, L.Ac. Professional Member (via telephone)

Board Members Absent:

Lal Fernando, Public Member

Attorney General Representatives:

Christopher A. Munns, Assistant Attorney General
Lisa Miles, Assistant Attorney General

Administrative Staff:

Pete Gonzalez, Executive Director

1. Call To Order

Chairman Estrada called the meeting to order at 1:05 p.m.

II. Board Meeting Minutes—Review, Discussion, and Action

Board Member Estrada moved the adoption of the May 24, 2006 Regular Meeting Minutes as amended. The motion was seconded by Board Member Karnas. The motion was passed by a vote of 8-0.

III. Consideration of Administrative Law Judge Decision (Case Number 06A-001-ABE) RE: In the Matter of Julia Eastman –Review, Discussion, and Action

Chairman Estrada called for the consideration of the Administrative Law Judge's Recommended Decision in Case Number 06A-001-ABE (Re: the application of Julia Eastman). Chairman Estrada asked if the parties are present. Lisa Miles, Assistant Attorney General identified herself. Ms. Eastman and her legal counsel were not present.

Chairman Estrada asked if board members had received and reviewed a copy of the Administrative Law Judge's decision regarding his matter. All Board Members, with the exception of Board Member Grout, indicated they had received and reviewed the decision. Assistant Attorney General Christopher Munns advised Board Member Grout to not participate in this matter having not reviewed the decision.

The Board heard the oral argument from Lisa Miles, Assistant Attorney General, on the ALJ's decision and recommended the Board accept the ALJ's recommended findings of fact, conclusions of law, and order and affirm denial of license. AAG Miles identified a minor typographical error found in the ALJ's decision—page 1, line 13, the word “fro” should be changed to “for”.

Board Member Pruetz made a motion on the Findings of Fact to include the change due to a typographical error on page 1, line 13. Board Member Robb provided a second. The motion was approved 7-0.

Board Member Rosin made a motion on the Conclusions of Law, as proposed in the decision as recommended by the ALJ. Board Member Pruetz provided a second. The motion was approved 7-0.

Board Member Balensi provided a motion to accept the ALJ's Recommended Order. Board Member Pruetz provided a second. The motion was approved 7-0.

AAG Lisa Miles asked that the record show that she did not provide any legal advice to the Board after this case was forwarded to the Office of Administrative Hearings.

IV. Consideration of Applicants for Licensure – Review, Discussion and Action

Board Member Grout made a motion to approve licensure for the following applicants. Board Member Rosin provided a second. The motion passed 8-0.

- A. Linda Kelley
- B. Amy Gilsdorf
- C. Qingsong Xiao

D. Pu-Quan Xiao
E. *Yilin Ma*

V. Consideration of Applicants for Auricular Certification – Review, Discussion and Action

Chairman Estrada recused herself from this application review and action due to a conflict of interest. Board Member Grout assumed the Chairmanship. Board Member Pruetz moved to approve the application of Sue Tham. Board Member Balensi seconded the motion and the motion passed 7-0.

VI. Professional Business – Review, Discussion and Action

Board Member Grout provided the Board with an update on the status of changes to Board rules. Executive Director Gonzalez explained that the office of the Governor's Regulatory Review Council (GRRRC) will be assisting the Board in meeting its rulemaking timeframes.

Board Member Grout briefed the Board regarding the ongoing review of statutes and will continue to meet in the months to come.

VII. Executive Director Report

Executive Director Gonzalez shared the revenue report with the Board and informed the Board of the NCCAOM's effort to provide exam results via an electronic format which may result in a more timely fashion to process license applications.

VIII. Future Agenda Items -- Review, Discussion and Action

No items were provided at this time.

IX. Future Meeting Dates – Review, Discussion and Action

July 26, 2006
August 23, 2006

X. Call to the Public

No requests were made.

XI. Adjournment

The meeting adjourned at 1:43 p.m. following a motion by Board Member Pruetz and a second by Board Member Deng. The motion carried 8-0.

Respectfully Submitted,

Pete Gonzalez
Executive Director

Approved by the Board: July 26, 2006